



1 COUNT ONE

2 [21 U.S.C. § 846]

3 [ALL DEFENDANTS]

4 A. OBJECTS OF THE CONSPIRACY

5 Beginning on or about January 26, 2022, and continuing through
 6 on or about November 28, 2023, in Los Angeles County, San Bernardino
 7 County, and Orange County, within the Central District of California,
 8 and elsewhere, defendants LUIS FERNANDO FELIX STARNES, also known as
 9 ("aka") "Primo," LUIS ARMANDO CERVANTES MAGALLON, aka "Luis
 10 Cervantes," JOSE ANTONIO SANCHEZ RAMIREZ, aka "Jose Antonio Sanchez,"
 11 ESTEBAN ROBLES, JR., aka "Travares Mitchell," MARIO VILLAREAL
 12 DOMINGUEZ, aka "Mario Dominguez Villareal," aka "Aaron Lopez,"
 13 RONALDO JESUS HERNANDEZ NERI, aka "Jesus Hernandez," JUAN CARLOS
 14 ALFARO TORRES, RICARDO GONZALEZ MORENO, and MIGUEL MORALES-CASTILLO
 15 conspired with others known and unknown to the Grand Jury to
 16 knowingly and intentionally distribute, and possess with intent to
 17 distribute, at least 50 grams of methamphetamine, a Schedule II
 18 controlled substance, in violation of Title 21, United States Code,
 19 Sections 841(a)(1), (b)(1)(A)(viii).

20 B. MANNER AND MEANS OF THE CONSPIRACY

21 The objects of the conspiracy were to be accomplished, in
 22 substances, as follows:

23 1. Defendant FELIX STARNES and CERVANTES MAGALLON would
 24 arrange to sell methamphetamine and other controlled substances to
 25 drug customers in the United States and would arrange for co-
 26 conspirators to deliver drugs in the United States.

27 2. Defendants CERVANTES MAGALLON, SANCHEZ RAMIREZ,
 28 ROBLES, JR., VILLAREAL DOMINGUEZ, HERNANDEZ NERI, ALFARO TORRES,

1 GONZALEZ MORENO, and MORALES-CASTILLO would deliver methamphetamine
 2 to drug customers in Los Angeles County, San Bernardino County, and
 3 Orange County.

4 3. Defendants CERVANTES MAGALLON, SANCHEZ RAMIREZ, VILLAREAL
 5 DOMINGUEZ, and HERNANDEZ NERI would store methamphetamine for further
 6 distribution.

7 C. OVERT ACTS

8 On or about the following dates, in furtherance of the
 9 conspiracy and to accomplish its objects, defendants FELIX STARNES,
 10 CERVANTES MAGALLON, SANCHEZ RAMIREZ, ROBLES, JR., VILLAREAL
 11 DOMINGUEZ, HERNANDEZ NERI, ALFARO TORRES, GONZALEZ MORENO, and
 12 MORALES-CASTILLO, and others known and unknown to the Grand Jury,
 13 committed various overt acts within the Central District of
 14 California, and elsewhere, including, but not limited to, the
 15 following:

16 Overt Act No. 1: In January 2022, using coded language in
 17 electronic and telephonic communications, a Co-conspirator ("Co-
 18 conspirator 1") discussed supplying five pounds of methamphetamine
 19 with an individual he believed to be a drug customer but who was, in
 20 fact, a confidential informant ("CS 1") working for the United States
 21 Drug Enforcement Administration ("DEA"); CS 1 claimed to be setting
 22 up the deal for an associate drug customer who was, in fact, another
 23 confidential informant ("CS 2") working for the DEA, and Co-
 24 conspirator 1 put CS 1 in contact with defendant FELIX STARNES to
 25 arrange this transaction and future transactions.

26 Overt Act No. 2: On January 26, 2022, using coded language in
 27 WhatsApp communications, defendant FELIX STARNES arranged with CS 1
 28 to sell approximately five pounds of methamphetamine to CS 2.

1 Overt Act No. 3: On January 26, 2022, in Los Angeles,
2 California, defendant SANCHEZ RAMIREZ, on behalf of and at the behest
3 of defendant FELIX STARNES, delivered approximately 2.206 kilograms
4 of methamphetamine to CS 2 in exchange for \$6,750.

5 Overt Act No. 4: On February 16, 2022, defendant SANCHEZ
6 RAMIREZ retrieved two bags from a covered area next to his residence
7 in Los Angeles, California and delivered one of the bags to defendant
8 MORALES-CASTILLO at a parking lot in Paramount, California. After
9 the delivery, defendant SANCHEZ RAMIREZ possessed in his car
10 approximately 2.118 kilograms of methamphetamine and defendant
11 MORALES-CASTILLO possessed in his car approximately 8.73 kilograms of
12 methamphetamine.

13 Overt Act No. 5: On February 16, 2022, defendants ALFARO
14 TORRES and GONZALEZ MORENO, along with a third individual, traveled
15 to defendant SANCHEZ RAMIREZ's residence and retrieved a bag and a
16 bolt cutter from a covered area next to defendant SANCHEZ RAMIREZ's
17 residence; later that day, defendants ALFARO TORRES and GONZALEZ
18 MORENO possessed, in the back seat of a car where defendant GONZALEZ
19 MORENO was seated and which defendant ALFARO TORRES was driving,
20 approximately 2.862 kilograms of methamphetamine in a bag, and a bolt
21 cutter.

22 Overt Act No. 6: On February 16, 2022, in his residence in
23 Los Angeles, California, defendant SANCHEZ RAMIREZ possessed
24 approximately 28.5 kilograms of methamphetamine.

25 Overt Act No. 7: On May 5, 2022, using coded language in
26 WhatsApp communications, defendant FELIX STARNES arranged with CS 1
27 to sell approximately five pounds of methamphetamine to a person CS 1
28

1 represented to be a drug customer but who was, in fact, a
2 confidential informant ("CS 3") working for the DEA.

3 Overt Act No. 8: On May 9, 2022, in Commerce, California,
4 defendant ROBLES, JR., acting on behalf of and at the behest of
5 defendant FELIX STARNES, delivered approximately 2.201 kilograms of
6 methamphetamine to CS 3 in exchange for \$5,000.

7 Overt Act No. 9: On July 25, 2022, using coded language in
8 WhatsApp communications, defendant FELIX STARNES arranged with CS 1
9 to sell approximately five pounds of methamphetamine to a person CS 1
10 represented to be a drug customer but who was, in fact, a
11 confidential informant ("CS 4") working for the DEA.

12 Overt Act No. 10: On July 26, 2022, in San Bernardino,
13 California, defendant HERNANDEZ NERI, acting on behalf of and at the
14 behest of defendant FELIX STARNES, delivered approximately 2.244
15 kilograms of methamphetamine to CS 4 in exchange for \$5,000.

16 Overt Act No. 11: On August 17, 2022, in a car and in a
17 trailer located at his residence in Muscoy, California, defendant
18 HERNANDEZ NERI possessed approximately 3.107 kilograms of
19 methamphetamine, an AR-15 style rifle with no serial number, and a
20 rifle magazine containing .223 caliber ammunition.

21 Overt Act No. 12: Between November 13 and November 15, 2022,
22 using coded language in WhatsApp communications, defendant FELIX
23 STARNES arranged with CS 1 to sell approximately five pounds of
24 methamphetamine to CS 4.

25 Overt Act No. 13: On November 16, 2022, in Long Beach,
26 California, defendant VILLAREAL DOMINGUEZ, acting on behalf of and at
27 the behest of defendant FELIX STARNES, delivered approximately 2.238
28 kilograms of methamphetamine to CS 4 in exchange for \$5,000.

1 Overt Act No. 14: On January 31, 2023, in Paramount,
2 California, an unknown co-conspirator delivered several bags to
3 defendant VILLAREAL DOMINGUEZ, who placed the bags in his car; later
4 that day, in his car, defendant VILLAREAL DOMINGUEZ possessed
5 approximately 6.281 kilograms of methamphetamine.

6 Overt Act No. 15: On January 31, 2023, in a residence in
7 Paramount, California, defendant VILLAREAL DOMINGUEZ possessed
8 approximately 2.164 kilograms of methamphetamine, as well as
9 fentanyl, heroin, and a handgun.

10 Overt Act No. 16: On May 9, 2023, using coded language in
11 WhatsApp communications, defendant FELIX STARNES arranged with CS 1
12 to sell approximately three pounds of methamphetamine to CS 3.

13 Overt Act No. 17: On May 10, 2023, in Anaheim, California,
14 defendant CERVANTES MAGALLON, acting on behalf of and at the behest
15 of defendant FELIX STARNES, delivered approximately 1.349 kilograms
16 of methamphetamine to CS 3 in exchange for \$2,700.

17 Overt Act No. 18: Also on May 10, 2023, after defendant
18 CERVANTES MAGALLON had delivered 1.349 kilograms of methamphetamine
19 to CS 3 on behalf of defendant FELIX STARNES, defendant FELIX
20 STARNES, using coded language in WhatsApp communications, arranged
21 with CS 1 to sell an additional two pounds of methamphetamine to
22 CS 3.

23 Overt Act No. 19: On May 10, 2023, in Anaheim, California,
24 defendant CERVANTES MAGALLON, acting on behalf of and at the behest
25 of defendant FELIX STARNES, completed the second transaction and
26 delivered approximately 899 grams of methamphetamine to CS 3 in
27 exchange for \$1,800.

1 Overt Act No. 20: On November 28, 2023, in a residence in
2 Anaheim, California, defendant CERVANTES MAGALLON possessed
3 approximately 17.558 kilograms of methamphetamine and three firearms.

4 Prior to committing the offense alleged in Count One, defendant
5 CERVANTES MAGALLON had been finally convicted of a serious drug
6 felony, as that term is defined and used in Title 21, United States
7 Code, Sections 802(57), 841, and 851. Specifically, on or about
8 February 19, 2009, in the Circuit Court of the Sixteenth Judicial
9 District in Kane County, Illinois, in case number 2008-CF-000248,
10 defendant CERVANTES MAGALLON was convicted of Unlawful Delivery of a
11 Controlled Substance, in violation of Chapter 720, Section
12 570/401(a)(2)(A) of the Illinois Compiled Statutes, as amended, for
13 which defendant CERVANTES MAGALLON served a term of imprisonment of
14 more than 12 months. Defendant CERVANTES MAGALLON was released from
15 a term of imprisonment for that offense within 15 years of the
16 commencement of the offense alleged in this Count.

17
18
19
20
21
22
23
24
25
26
27
28

1 COUNT TWO

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

3 [DEFENDANTS FELIX STARNES and SANCHEZ RAMIREZ]

4 On or about January 26, 2022, in Los Angeles County, within the
5 Central District of California, defendants LUIS FERNANDO FELIX
6 STARNES, also known as ("aka") "Primo," and JOSE ANTONIO SANCHEZ
7 RAMIREZ, aka "Jose Antonio Sanchez," each aiding and abetting the
8 other, knowingly and intentionally distributed at least 50 grams,
9 that is, approximately 2.206 kilograms, of methamphetamine, a
10 Schedule II controlled substance.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT THREE

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

3 [DEFENDANT SANCHEZ RAMIREZ]

4 On or about February 16, 2022, in Los Angeles County, within the
5 Central District of California, defendant JOSE ANTONIO SANCHEZ
6 RAMIREZ, also known as "Jose Antonio Sanchez," knowingly and
7 intentionally possessed with intent to distribute, in his car, at
8 least 50 grams, that is, approximately 2.118 kilograms, of
9 methamphetamine, a Schedule II controlled substance.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT FOUR

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

3 [DEFENDANT SANCHEZ RAMIREZ]

4 On or about February 16, 2022, in Los Angeles County, within the
5 Central District of California, defendant JOSE ANTONIO SANCHEZ
6 RAMIREZ, also known as "Jose Antonio Sanchez," knowingly and
7 intentionally possessed with intent to distribute, at his residence,
8 at least 50 grams, that is, approximately 28.5 kilograms, of
9 methamphetamine, a Schedule II controlled substance.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT FIVE

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

3 [DEFENDANT MORALES-CASTILLO]

4 On or about February 16, 2022, in Los Angeles County, within the
5 Central District of California, defendant MIGUEL MORALES-CASTILLO
6 knowingly and intentionally possessed with intent to distribute at
7 least 50 grams, that is, approximately 8.730 kilograms, of
8 methamphetamine, a Schedule II controlled substance.

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT SIX

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

3 [DEFENDANTS ALFARO TORRES and GONZALEZ MORENO]

4 On or about February 16, 2022, in Los Angeles County, within the
5 Central District of California, defendants JUAN CARLOS ALFARO TORRES
6 and RICARDO GONZALEZ MORENO, each aiding and abetting the other,
7 knowingly and intentionally possessed with intent to distribute at
8 least 50 grams, that is, approximately 2.862 kilograms, of
9 methamphetamine, a Schedule II controlled substance.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT SEVEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(vi)]

3 [DEFENDANT SANCHEZ RAMIREZ]

4 On or about February 16, 2022, in Los Angeles County, within the
5 Central District of California, defendant JOSE ANTONIO SANCHEZ
6 RAMIREZ, also known as "Jose Antonio Sanchez," knowingly and
7 intentionally possessed with intent to distribute, at his residence,
8 at least 400 grams, that is, approximately 586.2 grams, of a mixture
9 and substance containing a detectable amount of N-phenyl-N-[1-(2-
10 phenylethyl)-4-piperidinyl] propanamide ("fentanyl"), a Schedule II
11 narcotic drug controlled substance.

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT EIGHT

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

3 [DEFENDANTS FELIX STARNES and ROBLES, JR.]

4 On or about May 9, 2022, in Los Angeles County, within the
5 Central District of California, defendants LUIS FERNANDO FELIX
6 STARNES, also known as ("aka") "Primo," and ESTEBAN ROBLES JR., aka
7 "Travares Mitchell," each aiding and abetting the other, knowingly
8 and intentionally distributed at least 50 grams, that is,
9 approximately 2.201 kilograms, of methamphetamine, a Schedule II
10 controlled substance.

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 COUNT NINE

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

3 [DEFENDANTS FELIX STARNES and HERNANDEZ NERI]

4 On or about July 26, 2022, in San Bernardino County, within the
5 Central District of California, defendants LUIS FERNANDO FELIX
6 STARNES, also known as ("aka") "Primo," and RONALDO JESUS HERNANDEZ
7 NERI, aka "Jesus Hernandez," each aiding and abetting the other,
8 knowingly and intentionally distributed at least 50 grams, that is,
9 approximately 2.244 kilograms, of methamphetamine, a Schedule II
10 controlled substance.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT TEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

3 [DEFENDANT HERNANDEZ NERI]

4 On or about August 17, 2022, in San Bernardino County, within
5 the Central District of California, defendant RONALDO JESUS HERNANDEZ
6 NERI, also known as "Jesus Hernandez," knowingly and intentionally
7 possessed with intent to distribute at least 50 grams, that is,
8 approximately 3.107 kilograms, of methamphetamine, a Schedule II
9 controlled substance.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT ELEVEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

3 [DEFENDANTS FELIX STARNES and VILLAREAL DOMINGUEZ]

4 On or about November 16, 2022, in Los Angeles County, within the
5 Central District of California, defendants LUIS FERNANDO FELIX
6 STARNES, also known as ("aka") "Primo," and MARIO VILLAREAL
7 DOMINGUEZ, aka "Mario Dominguez Villareal," aka "Aaron Lopez," each
8 aiding and abetting the other, knowingly and intentionally
9 distributed at least 50 grams, that is, approximately 2.238
10 kilograms, of methamphetamine, a Schedule II controlled substance.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT TWELVE

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

3 [DEFENDANT VILLAREAL DOMINGUEZ]

4 On or about January 31, 2023, in Los Angeles County, within the
5 Central District of California, defendant MARIO VILLAREAL DOMINGUEZ,
6 also known as ("aka") "Mario Dominguez Villareal," aka "Aaron Lopez,"
7 knowingly and intentionally possessed with intent to distribute, in
8 his car, at least 50 grams, that is, approximately 6.281 kilograms,
9 of methamphetamine, a Schedule II controlled substance.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT THIRTEEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(vi)]

3 [DEFENDANT VILLAREAL DOMINGUEZ]

4 On or about January 31, 2023, in Los Angeles County, within the
5 Central District of California, defendant MARIO VILLAREAL DOMINGUEZ,
6 also known as ("aka") "Mario Dominguez Villareal," aka "Aaron Lopez,"
7 knowingly and intentionally possessed with intent to distribute, at
8 his residence on West 49th Street in Los Angeles, California, at
9 least 400 grams, that is, approximately 991 grams, of a mixture and
10 substance containing a detectable amount of N-phenyl-N-[1-(2-
11 phenylethyl)-4-piperidinyl] propanamide ("fentanyl"), a Schedule II
12 narcotic drug controlled substance.

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT FOURTEEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(vi)]

3 [DEFENDANT VILLAREAL DOMINGUEZ]

4 On or about January 31, 2023, in Los Angeles County, within the
5 Central District of California, defendant MARIO VILLAREAL DOMINGUEZ,
6 also known as ("aka") "Mario Dominguez Villareal," aka "Aaron Lopez,"
7 knowingly and intentionally possessed with intent to distribute, at a
8 residence located on Downey Avenue in Paramount, California, at least
9 400 grams, that is, approximately 3.156 kilograms, of a mixture and
10 substance containing a detectable amount of N-phenyl-N-[1-(2-
11 phenylethyl)-4-piperidinyl] propanamide ("fentanyl"), a Schedule II
12 narcotic drug controlled substance.

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT FIFTEEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

3 [DEFENDANT VILLAREAL DOMINGUEZ]

4 On or about January 31, 2023, in Los Angeles County, within the
5 Central District of California, defendant MARIO VILLAREAL DOMINGUEZ,
6 also known as ("aka") "Mario Dominguez Villareal," aka "Aaron Lopez,"
7 knowingly and intentionally possessed with intent to distribute, at a
8 residence located on Downey Avenue in Paramount, California, at least
9 50 grams, that is, approximately 2.164 kilograms, of methamphetamine,
10 a Schedule II controlled substance.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT SIXTEEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(B)(i)]

3 [DEFENDANT VILLAREAL DOMINGUEZ]

4 On or about January 31, 2023, in Los Angeles County, within the
5 Central District of California, defendant MARIO VILLAREAL DOMINGUEZ,
6 also known as ("aka") "Mario Dominguez Villareal," aka "Aaron Lopez,"
7 knowingly and intentionally possessed with intent to distribute, at a
8 residence located on Downey Avenue in Paramount, California, at least
9 100 grams, that is, approximately 728 grams, of a mixture and
10 substance containing a detectable amount of heroin, a Schedule I
11 narcotic drug controlled substance.

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT SEVENTEEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

3 [DEFENDANTS FELIX STARNES and CERVANTES MAGALLON]

4 On or about May 10, 2023, in Orange County, within the Central
5 District of California, defendants LUIS FERNANDO FELIX STARNES, also
6 known as ("aka") "Primo," and LUIS ARMANDO CERVANTES MAGALLON, aka
7 "Luis Cervantes," each aiding and abetting the other, knowingly and
8 intentionally distributed at least 50 grams, that is, approximately
9 1.349 kilograms, of methamphetamine, a Schedule II controlled
10 substance.

11 Prior to committing the offense alleged in Count Seventeen,
12 defendant CERVANTES MAGALLON had been finally convicted of a serious
13 drug felony, as that term is defined and used in Title 21, United
14 States Code, Sections 802(57), 841, and 851. Specifically, on or
15 about February 19, 2009, in the Circuit Court of the Sixteenth
16 Judicial District in Kane County, Illinois, in case number 2008-CF-
17 000248, defendant CERVANTES MAGALLON was convicted of Unlawful
18 Delivery of a Controlled Substance, in violation of Chapter 720,
19 Section 570/401(a)(2)(A) of the Illinois Compiled Statutes, as
20 amended, for which defendant CERVANTES MAGALLON served a term of
21 imprisonment of more than 12 months. Defendant CERVANTES MAGALLON
22 was released from a term of imprisonment for that offense within 15
23 years of the commencement of the offense alleged in this Count.

24

25

26

27

28

1 COUNT EIGHTEEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

3 [DEFENDANTS FELIX STARNES and CERVANTES MAGALLON]

4 On or about May 10, 2023, in Orange County, within the Central
5 District of California, defendants LUIS FERNANDO FELIX STARNES, also
6 known as ("aka") "Primo," and LUIS ARMANDO CERVANTES MAGALLON, aka
7 "Luis Cervantes," each aiding and abetting the other, knowingly and
8 intentionally distributed at least 50 grams, that is, approximately
9 899 grams, of methamphetamine, a Schedule II controlled substance.

10 Prior to committing the offense alleged in Count Eighteen,
11 defendant CERVANTES MAGALLON had been finally convicted of a serious
12 drug felony, as that term is defined and used in Title 21, United
13 States Code, Sections 802(57), 841, and 851. Specifically, on or
14 about February 19, 2009, in the Circuit Court of the Sixteenth
15 Judicial District in Kane County, Illinois, in case number 2008-CF-
16 000248, defendant CERVANTES MAGALLON was convicted of Unlawful
17 Delivery of a Controlled Substance, in violation of Chapter 720,
18 Section 570/401(a)(2)(A) of the Illinois Compiled Statutes, as
19 amended, for which defendant CERVANTES MAGALLON served a term of
20 imprisonment of more than 12 months. Defendant CERVANTES MAGALLON
21 was released from a term of imprisonment for that offense within 15
22 years of the commencement of the offense alleged in this Count.

23

24

25

26

27

28

1 COUNT NINETEEN

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(vi)]

3 [DEFENDANT CERVANTES MAGALLON]

4 On or about September 6, 2023, in Orange County, within the
5 Central District of California, defendant LUIS ARMANDO CERVANTES
6 MAGALLON, also known as "Luis Cervantes," knowingly and intentionally
7 distributed at least 400 grams, that is, approximately 991 grams, of
8 a mixture and substance containing a detectable amount of N-phenyl-N-
9 [1-(2-phenylethyl)-4-piperidinyl] propanamide ("fentanyl"), a
10 Schedule II narcotic drug controlled substance.

11 Prior to committing the offense alleged in Count Nineteen,
12 defendant CERVANTES MAGALLON had been finally convicted of a serious
13 drug felony, as that term is defined and used in Title 21, United
14 States Code, Sections 802(57), 841, and 851. Specifically, on or
15 about February 19, 2009, in the Circuit Court of the Sixteenth
16 Judicial District in Kane County, Illinois, in case number 2008-CF-
17 000248, defendant CERVANTES MAGALLON was convicted of Unlawful
18 Delivery of a Controlled Substance, in violation of Chapter 720,
19 Section 570/401(a)(2)(A) of the Illinois Compiled Statutes, as
20 amended, for which defendant CERVANTES MAGALLON served a term of
21 imprisonment of more than 12 months. Defendant CERVANTES MAGALLON
22 was released from a term of imprisonment for that offense within 15
23 years of the commencement of the offense alleged in this Count.

24

25

26

27

28

1 COUNT TWENTY

2 [21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

3 [DEFENDANT CERVANTES MAGALLON]

4 On or about November 28, 2023, in Orange County, within the
5 Central District of California, defendant LUIS ARMANDO CERVANTES
6 MAGALLON, also known as "Luis Cervantes," knowingly and intentionally
7 possessed with intent to distribute at least 50 grams, that is,
8 approximately 17.558 kilograms, of methamphetamine, a Schedule II
9 controlled substance.

10 Prior to committing the offense alleged in Count Twenty,
11 defendant CERVANTES MAGALLON had been finally convicted of a serious
12 drug felony, as that term is defined and used in Title 21, United
13 States Code, Sections 802(57), 841, and 851. Specifically, on or
14 about February 19, 2009, in the Circuit Court of the Sixteenth
15 Judicial District in Kane County, Illinois, in case number 2008-CF-
16 000248, defendant CERVANTES MAGALLON was convicted of Unlawful
17 Delivery of a Controlled Substance, in violation of Chapter 720,
18 Section 570/401(a)(2)(A) of the Illinois Compiled Statutes, as
19 amended, for which defendant CERVANTES MAGALLON served a term of
20 imprisonment of more than 12 months. Defendant CERVANTES MAGALLON
21 was released from a term of imprisonment for that offense within 15
22 years of the commencement of the offense alleged in this Count.

23

24

25

26

27

28

1 COUNT TWENTY-ONE

2 [18 U.S.C. § 922(g)(1)]

3 [DEFENDANT CERVANTES MAGALLON]

4 On or about November 28, 2023, in Orange County, within the
5 Central District of California, defendant LUIS ARMANDO CERVANTES
6 MAGALLON, also known as "Luis Cervantes," knowingly possessed
7 firearms, namely, a Smith & Wesson, Model M&P-15, rifle, bearing
8 serial number TK25994, an SCCY Industries, Model CPX1, 9mm caliber
9 pistol, bearing serial number C060243, and a Glock, Model 19, 9mm
10 caliber pistol, bearing serial number BSDB164, in and affecting
11 interstate and foreign commerce.

12 Defendant CERVANTES MAGALLON possessed these firearms knowing
13 that he had previously been convicted of a felony crime punishable by
14 a term of imprisonment exceeding one year, namely, Unlawful Delivery
15 of a Controlled Substance, in violation of Chapter 720, Section
16 570/401(a)(2)(A) of the Illinois Compiled Statutes, as amended, on or
17 about February 19, 2009, case number 2008-CF-000248, in the Circuit
18 Court of the Sixteenth Judicial District in Kane County, Illinois.

19

20

21

22

23

24

25

26

27

28

1 COUNT TWENTY-TWO

2 [18 U.S.C. § 924(c)(1)(A)(i)]

3 [DEFENDANT CERVANTES MAGALLON]

4 On or about November 28, 2023, in Orange County, within the
5 Central District of California, defendant LUIS ARMANDO CERVANTES
6 MAGALLON, also known as "Luis Cervantes," knowingly possessed
7 firearms, namely, a Smith & Wesson, Model M&P-15, rifle, bearing
8 serial number TK25994, an SCCY Industries, Model CPX1, 9mm caliber
9 pistol, bearing serial number C060243, and a Glock, Model 19, 9mm
10 caliber pistol, bearing serial number BSDB164, in furtherance of a
11 drug trafficking crime, namely, Possession with Intent to Distribute
12 Methamphetamine, in violation of Title 21, United States Code,
13 Sections 841(a)(1), (b)(1)(A)(viii), as charged in Count Twenty of
14 this First Superseding Indictment.

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT TWENTY-THREE

2 [18 U.S.C. § 924(c)(1)(A)(i)]

3 [DEFENDANT HERNANDEZ NERI]

4 On or about August 17, 2022, in San Bernardino County, within
5 the Central District of California, defendant RONALDO JESUS HERNANDEZ
6 NERI, also known as "Jesus Hernandez," knowingly possessed a firearm,
7 namely, an AR-15 style rifle with an olive drab green Picatinny rail,
8 black foregrip, black pistol grip, and a "Punisher" logo, bearing no
9 serial number, in furtherance of a drug trafficking crime, namely,
10 Possession with Intent to Distribute Methamphetamine, in violation of
11 Title 21, United States Code, Sections 841(a)(1), (b)(1)(A)(viii), as
12 charged in Count Ten of this First Superseding Indictment.

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 FORFEITURE ALLEGATION ONE

2 [18 U.S.C. § 924(d)(1); 21 U.S.C. § 853; 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2(a) of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 21,
6 United States Code, Section 853, Title 18, United States Code,
7 Section 924, and Title 28, United States Code, Section 2461(c), in
8 the event of any defendant's conviction of the offenses set forth in
9 any of Counts One through Twenty of this First Superseding
10 Indictment.

11 2. Any defendant so convicted shall forfeit to the United
12 States of America the following:

13 (a) All right, title and interest in any and all property,
14 real or personal, constituting or derived from, any proceeds which
15 the defendant obtained, directly or indirectly, from any such
16 offense;

17 (b) All right, title and interest in any and all property,
18 real or personal, used, or intended to be used, in any manner or
19 part, to commit, or to facilitate the commission of any such offense;

20 (c) All right, title, and interest in any firearm or
21 ammunition involved in or used in any such offense; and

22 (d) To the extent such property is not available for
23 forfeiture, a sum of money equal to the total value of the property
24 described in subparagraphs (a), (b), and (c).

25 3. Pursuant to Title 21, United States Code, Section 853(p),
26 as incorporated by Title 28, United States Code, Section 2461(c), the
27 defendant, if so convicted, shall forfeit substitute property, up to
28 the value of the property described in the preceding paragraph if, as

1 the result of any act or omission of the defendant, the property
2 described in the preceding paragraph or any portion thereof
3 (a) cannot be located upon the exercise of due diligence; (b) has
4 been transferred, sold to, or deposited with a third party; (c) has
5 been placed beyond the jurisdiction of the court; (d) has been
6 substantially diminished in value; or (e) has been commingled with
7 other property that cannot be divided without difficulty.

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 FORFEITURE ALLEGATION TWO

2 [18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 924(d)(1), and Title 28, United States
7 Code, Section 2461(c), in the event of any defendant's conviction of
8 the offenses set forth in any of Counts Twenty-One through Twenty-
9 Three of this First Superseding Indictment.

10 2. Any defendant so convicted shall forfeit to the United
11 States of America the following:

12 (a) All right, title, and interest in any firearm or
13 ammunition involved in or used in any such offense; and

14 (b) To the extent such property is not available for
15 forfeiture, a sum of money equal to the total value of the property
16 described in subparagraph (a).

17 3. Pursuant to Title 21, United States Code, Section 853(p),
18 as incorporated by Title 28, United States Code, Section 2461(c), the
19 convicted defendant shall forfeit substitute property, up to the
20 value of the property described in the preceding paragraph if, as the
21 result of any act or omission of said defendant, the property
22 described in the preceding paragraph or any portion thereof (a)
23 cannot be located upon the exercise of due diligence; (b) has been
24 transferred, sold to, or deposited with a third party; (c) has been
25 placed beyond the jurisdiction of the court; (d) has been

26 //

27 //

28 //

1 substantially diminished in value; or (e) has been commingled with
2 other property that cannot be divided without difficulty.

3
4 A TRUE BILL
5
6

7
8
9
10 /s/
11 Foreperson

12 E. MARTIN ESTRADA
13 United States Attorney

14 MACK E. JENKINS
15 Assistant United States Attorney
16 Chief, Criminal Division

17 

18 SCOTT M. GARRINGER
19 Assistant United States Attorney
20 Deputy Chief, Criminal Division

21 BENEDETTO L. BALDING
22 Assistant United States Attorney
23 Deputy Chief, General Crimes
24 Section

25 RAJESH R. SRINIVASAN
26 Assistant United States Attorney
27 Criminal Appeals Section

28